

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION

In Re:
ARTIUSID, INC
Debtor.

§ Case No. 23-11007-CGB
§
§ Chapter 7
§

**APPLICATION FOR RETENTION OF HAYWARD PLLC AS COUNSEL FOR THE
CHAPTER 7 TRUSTEE PURSUANT TO 11 U.S.C. §327(a)**

This pleading requests relief that may be adverse to your interests.

**If no timely response is filed within 21 days from the date of service,
the relief requested herein may be granted without a hearing being held.**

A timely filed response is necessary for a hearing to be held.

COMES NOW Ron Satija, Trustee (“Trustee”), the duly appointed and acting Trustee in the above-captioned bankruptcy case, and hereby files his *Application for Retention of Hayward PLLC as Counsel for the Estate Pursuant to 11 U.S.C. §327(a)* (the “Application”), and would show the Court as follows:

1. The case was filed on November 30, 2023, as an involuntary proceeding. The Order for Relief was entered on July 24, 2024, and Ron Satija was named as the Chapter 7 Trustee on July 25, 2024.

2. In connection with the performance of his duties as trustee and in addition to the above, the Trustee seeks to retain Hayward PLLC (“Hayward”) to provide legal services in connection with liquidating assets of the Debtor including negotiating Asset Purchase Agreements and drafting sale motions. Hayward may also provide legal services in connection with: (i) investigating the Debtor’s financial condition; (ii) investigating all schedules, transfers, notes, leases, and security interests, and preference actions; (iii) investigating monies advanced to the

Debtor and payments made by the Debtor; (iii) conducting discovery; (iv) preserving assets of the estate; (v) investigating statutory and non-statutory insider relationships and transactions with the Debtor; (vi) demanding and prosecuting claims for turnover of estate assets; (vii) prosecuting, as necessary, adversary proceedings, (viii) objecting to claims, and (ix) maximizing recovery to the estate.

3. Hayward has no interest adverse to the estate. Attached hereto as Exhibits “A” and “B”, respectively, are the Disclosure of Compensation under 11 U.S.C. §329 and Bankruptcy Rule 2016(b) and the declaration of Todd Headden with addendum indicating Hayward has no interest adverse to this estate the Trustee’s attorneys with regards to matters related to the bankruptcy estate. The declaration addendum lists all cases in which Hayward is or has represented the Trustee.

4. It is in the best interest of the estate that Hayward be employed to represent the Trustee as counsel. Todd Headden is a licensed attorney in good standing with the State Bar of Texas. He has experience in investigating and pursuing claims similar to those potentially at issue in this case. The Trustee believes that it is in the best interest of the estate to employ Hayward to represent the Trustee generally.

5. The attorneys of Hayward will charge their normal hourly rates. The attorney who will be primarily responsible is Todd Headden, whose current hourly rate is \$400.00, and which may be adjusted upward at the beginning of each calendar year. Paralegals, Administrative Staff, and other attorneys will charge \$150.00-\$550.00 per hour. The attorneys will also be entitled to reimbursement of reasonable expenses, attached hereto as Exhibit “C” is the engagement letter of Hayward. No compensation will be paid until a fee application has been filed and approved by the Court, pursuant to 11 U.S.C. §330 and the requirements of any other applicable law.

6. Hayward maintains two offices for the practice of law in the state of Texas. One is in Dallas at 10501 N. Central Expy., Ste. 106, Dallas, TX 75231 and the second is in Austin at 7600 Burnet Road, Suite 530, Austin, TX 78757.

WHEREFORE PREMISES CONSIDERED, Ron Satija, Chapter 7 Trustee, prays that he be authorized to retain Hayward PLLC as his attorneys and for such other relief as the Court deems just and proper.

Date: August 27, 2024

Respectfully submitted,

/s/ Ron Satija
Ron Satija
Texas State Bar No. 24039158
P.O. Box 660208
Austin, Texas 78766-7208
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Chapter 7 Trustee for the Debtor's Estate

/s/ Todd Headden
Todd Headden
Texas State Bar No. 24079317
HAYWARD PLLC
7600 Burnet Road, Suite 530
Austin, TX 78757
(737) 881-7104 (Phone/Fax)
theadden@haywardfirm.com

*Proposed Counsel for the
Chapter 7 Trustee, Ron Satija*

CERTIFICATE OF SERVICE

The undersigned certifies that on August 27, 2024, this *Application*, together with all exhibits, was served via CM/ECF to all parties requesting service thereby and by U.S. First Class mail to the parties listed below and, further, the *Notice of Employment* without exhibits was mailed via U.S. First Class mail to the parties listed on the attached creditor's matrix.

/s/ Todd Headden
Todd Headden

Label Matrix for local noticing

ArtiusID, Inc.

U.S. BANKRUPTCY COURT

0542-1

801 Barton Springs

903 SAN JACINTO, SUITE 322

Case 23-11007-cgb

Austin, TX 78704-1146

AUSTIN, TX 78701-2450

Western District of Texas

Austin

Tue Aug 27 18:37:11 CDT 2024

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ArtiusID, Inc.

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c/o Alexander D. Burch

c/o Robert T. DeMarco

c/o Cokinos Young

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c/o Michael T. Conway, Esq.

c/o Michael T. Conway, Esq.

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Ron Satija, Chapter 7 Trustee

United States Trustee - AU12

Xmogrify

c/o Todd Headen

United States Trustee

c/o Michael T. Conway, Esq.

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Robert DeMarco

End of Label Matrix

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Total 19